## IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NORTH DAKOTA

## **Eastern Division**

Consumer Financial Protection Bureau,

CIVIL ACTION

Plaintiff,

No. 16-144

Intercept Corporation d/b/a Intercept EFT, Bryan Smith, and Craig Dresser,

V.

.

Defendants.

DEFENDANTS' MOTION TO DISMISS THE COMPLAINT

Defendants Intercept Corporation, Bryan Smith, and Craig Dresser, through their undersigned counsel, respectfully move this Court for an Order dismissing the Complaint with prejudice pursuant to Federal Rule of Civil Procedure 12, and awarding further relief as this Court may deem just and proper. The grounds for this motion are set forth in the accompanying Memorandum of Law.

Dated: August 8, 2016 Respectfully submitted,

/s/ Michael T. Andrews

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